

Exhibit 46

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3 UNITED STATES DISTRICT COURT
4 SOUTHERN DISTRICT OF NEW YORK

5

6 FRANCESCO GALLO,
7 Plaintiff,

8 -against-

Case No.

07CV06418 (CM) (HP)

9 ALITALIA-LINEE AEREE ITALIANE-

10 SOCIETA PER AZIONI, PIERANDREA GALLI,
11 and GIULIO LIBUTTI,

12 Defendants.

)

13

14 DEPOSITION OF MAURIZIO DI DOMENICO

15 New York, New York

16 Wednesday, March 12, 2008

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22 Reported by: CAPRICE LATHE

23 Job No.: 10350

24

25

1 M. DI DOMENICO

2 Q Do you remember where you met him?

3 A In Rome.

4 Q And was that when you were working with
5 Mr. Afanti?

6 A Fanti, yes, sir.

7 MR. KORAL: It is not Afanti. It is
8 Fanti, F-A-N-T-I.

9 Q F-A-N-T-I?

10 A Yes.

11 Q Mr. Fanti.

12 Did you become friends with
13 Mr. Libutti?

14 A No.

15 Q Did you ever go out with him socially?

16 A No.

17 Q Did you like him?

18 MR. KORAL: Objection.

19 A I only have a professional relationship
20 with Mr. Libutti.

21 Q Did you ever find him offensive?

22 A No.

23 MR. KORAL: Objection.

24 Q Did you ever find anything that he said
25 offensive?

1 M. DI DOMENICO

2 A No.

3 Q Did he ever say anything about Jews?

4 A I am sorry?

5 Q Did he ever say anything about Jewish
6 people?

7 A Jewish? No.

8 Q Did he ever say anything about --
9 derogatory about women?

10 A No.

11 Q How about homosexuals?

12 A To me, no.

13 Q Did he ever say anything about homosexuals
14 to others?

15 A Not that I know.

16 Q That you suspect?

17 MR. KORAL: Objection.

18 MR. SMITH: I am going to ask it.

19 MR. KORAL: You can ask it, but it is
20 objected to.

21 And I am instructing the witness not to
22 speculate.

23 A Not that I am aware of.

24 Q That you have a basis for your awareness
25 that he may have said -- withdrawn.